



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
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CHARLES D. BAKER
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Secretary

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Commissioner

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October 15, 2019

Steven T. James
House Clerk
State House Room 145
Boston, MA 02133

Michael D. Hurley
Senate Clerk
State House Room 335
Boston, MA 02133

Dear Mr. Clerk,

Pursuant to Section 2UUUU of Chapter 29 of the Massachusetts General Laws, please find enclosed a report from the Department of Public Health entitled *Long-Term Care Facility Quality Improvement Fund Annual Report*.

Sincerely,

Monica Bharel, MD, MPH
Commissioner
Department of Public Health

Charles D. Baker
Governor

Karyn Polito
Lieutenant Governor



Marylou Sudders
Secretary

Monica Bharel, MD, MPH
Commissioner

Long-Term Care Facility Quality Improvement Fund Annual Report

2019 Annual Report

October 2019



Legislative Mandate

The report below is issued pursuant to Section 2UUUU of Chapter 29 of the Massachusetts General Laws (“M.G.L.”) which reads as follows:

There shall be a Long-Term Care Facility Quality Improvement Fund. The commissioner of public health shall administer the fund and shall make expenditures from the fund for measures to improve the safety and quality of care provided in long-term care facilities including, but not limited to: (i) staff training and education; (ii) technical assistance to implement best practices; (iii) dissemination of best practice models on quality of care; (iv) state operation of facilities pending correction of deficiencies or closure; (v) costs of relocating residents from 1 facility to another; and (vi) funding to support adequate department resources to inspect facilities under state and federal law.

The fund shall consist of: (i) revenue generated from fines and penalties imposed by the department on long-term care facilities under section 73 of chapter 111; (ii) revenue from appropriations or other money authorized by the general court and specifically designated to be credited to the fund; and (iii) funds from public or private sources including, but not limited to, gifts, grants, donations, rebates and settlements received by the commonwealth that are specifically designated to be credited to the fund. The department may incur expenses and the comptroller may certify for payment amounts in anticipation of expected receipts; provided, however, that no expenditure shall be made from the fund that shall cause the fund to be deficient at the close of a fiscal year. Amounts credited to the fund shall not be subject to further appropriation and money remaining in the fund at the close of a fiscal year shall not revert to the General Fund. The commissioner shall report annually, not later than October 1, on the fund's activity to the senate and house chairs of the joint committee on elder affairs and the house and senate committees on ways and means. The report shall include, but not be limited to: (1) revenue received by the fund; and (2) expenditures from the fund, including the recipient, date and reason for the expenditure.

Annual Report for the Long-Term Facility Quality Improvement Fund (the “Fund”)

This annual report provides the revenue received by, and expenditures from, the Fund during the state fiscal year 2019, which runs from July 1, 2018 through June 30, 2019 (“FY19”). At the end of FY18, there was \$27,400 in the Fund. During FY19, \$152,700 was received by the Fund. Out of that total received by the fund in FY19, \$2,700 was a result of fines and penalties imposed by the Department on long-term care facilities under section 73 of chapter 111 of the M.G.L. The remaining \$150,000 was from a settlement received by the Attorney General’s Office and was designated to be credited to the Fund.

During FY19, there were no expenditures from the fund. At the end of FY19, there was \$180,100 in the Fund.

The Department is currently exploring opportunities for expenditures from this fund to fund for measures to improve the safety and quality of care provided in long-term care facilities.